Application No.: 10/517,446 Docket No.: 0020-5328PUS1

Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

AMENDMENTS TO THE CLAIMS

1. (Currently amended) A compound of the formula (I):

$$\mathbb{R}^{1}$$

wherein W is a group of the following formula (VIII) binding to any possible position on the Q;

Q is, together with W, a group of the formula: $-C(W)=C(R^{3A})-N(R^{3})-[[,]]$ or

 $-C(R^{3A})=C(W)-N(R^3)$. $-C(R^{3A})=C(R^{3B})-N(W)$. $-C(W)=N-N(R^3)$. $-C(R^{3A})=N-N(W)$.

-N-C(W) N(R3) . N-C(R3A) N(W) . C(W)-N-O . or C(W)-N-S :

 R^{3A} and R^{3B} are is independently a hydrogen atom or an optionally substituted lower alkyl group; R^4 , R^5 , R^6 , and R^7 are independently a hydrogen atom or an optionally substituted lower alkyl group:

 R^1 is an optionally substituted lower alkyl group, or a group of the formula: $-X-R^{1e}$ - $C(=O)NR^{1a}R^{1b}$, $-X-R^{1e}-C(=O)OR^{1a}$ or $-X-R^{1d}$ (wherein which X is a direct bond or a group of the formula: -O-, -S-, $-N(R^{1e})$ -, $-N(R^{1e})$ - $-N(R^{1e})$ --N(

R^{1a}, R^{1b}, and R^{1c} are independently a hydrogen atom, an optionally substituted lower alkyl group, an optionally substituted aralkyl group, an optionally substituted aryl group, or an optionally substituted cycloalkyl group; or an optionally substituted heterocyclic group, or R^{1a} and R^{1b} may combine each other, and with the adjacent nitrogen atom to which they bond, form a saturated 3—to 8 membered cyclic amino group optionally having a group of the formula: Of or NH within the ring (said saturated cyclic amino group being substituted or unsubstituted); R^{1d} is a hydrogen atom, an optionally substituted lower alkyl group, an optionally substituted phenyl group, or an optionally substituted cycloalkyl group-(a-CH₂-moiety of said cycloalkyl

Application No.: 10/517,446 Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

group-optionally being replaced by one or more groups of the formula: O or $N(R^{1a})$, which are the same or differenth);

 R^2 is a hydrogen atom, a halogen atom, an optionally substituted lower alkyl group, an optionally substituted lower alkenyl group, an optionally substituted amino group, a hydroxy group, a lower alkoxy group, or

R¹-and R² may combine each other and form a methylenedioxy group and said methylenedioxy group may optionally be substituted by a carboxyl group or a lower alkoxycarbonyl group;

 R^3 is a hydrogen atom or an optionally substituted lower alkyl group, or R^1 and R^3 may combine each other and form a divalent group of the formula: -X- R^{1e} -C(=0)- (provided that the bond at the carbonyl side of the above formula binds to the atom to which R^3 of the compound of the formula (I) attaches);

Ar is a group of the following formula (IX), formula (X), or formula (XIII);

A group of Formula (IX):



(in which R⁸ is a hydrogen atom, a halogen atom, a trifluoromethyl group, an optionally substituted lower alkyl group, a lower alkoxy group, a lower alkoxy group, a lower alkoxy group, a nitro group, an optionally substituted benzyloxy group, a hydroxy group, a nitro group, an optionally substituted lower alkylsulfonyl group, an optionally substituted benzenesulfonyl group, an optionally substituted lower alkylsulfinyl group, a mercapto group, a eyano group, an amino group, an optionally substituted lower alkylsulfinyl group, an optionally substituted lower alkylsulfinyl group, an optionally substituted lower alkylsulfonylamino group, an optionally substituted lower alkylsulfonylamino group, an optionally substituted lower alkylsulfonylamino group, or an optionally substituted benzenesulfonylamino group;

R⁹-and R¹⁰-are independently a hydrogen atom, a halogen atom, an optionally substituted lower alkyl group, a lower alkoxy group, a lower alkoxygroup, a hydroxy group, an amino group or an optionally substituted mono or di-lower alkylamino group, or

Application No.: 10/517,446 Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

two of R⁸, R⁹, and R¹⁰ may combine each other and form a methylenedioxy group, and said methylenedioxy group may optionally be substituted by a carboxyl group or a lower alkoxycarbonyl group. or

two of R8, R9, and R10 may combine each other and form a group of the formula:

-NR^{8a}C(=O)CR^{8b}-CR^{8e}-(R^{8a}, R^{8b}, and R^{8e} being the same or different and each a hydrogen atom or an optionally substituted lower alkyl group);

provided that when R^4 is a group of the formula: $O : CH_2 : C(=O)OR^{4a}$ and all of $R^4 : R^5 : R^9$, and R^{4o} are a hydrogen atom, then R^8 is not a halogen atom or a trifluoromethyl group substituting on the 3-position):

A group of Formula (X):

(in which Z is an oxygen atom or a sulfur atom;

R⁺⁺ is a hydrogen atom, a lower alkyl group, or a group of the formula:

 $-SO_2R^{14}$ or the formula: $-NR^{16}R^{16} - (R^{14}$ is an optionally substituted lower alkyl group, an optionally substituted aralkyl group, R^{15} and R^{16} are independently a hydrogen atom, an optionally substituted lower alkyl group, or an optionally substituted benzyl group);

R12-is an oxygen atom, a sulfur atom or H2;

R13 is an oxygen atom or H2;

nn and mm are each 0 or 1): or

A group of Formula (XIII):

(in which R¹⁷ is a hydrogen atom, a halogen atom, or a cyano group)[[,]];

Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

2. (Original) The compound according to claim 1, wherein R^1 is a group of the formula: $-X-R^{1e}-C(=O)NR^{1a}R^{1b}$ or the formula: $-X-R^{1e}-C(=O)OR^{1a}$, or R^1 and R^3 may combine each other and form a divalent group of the formula: $-X-R^{1e}-C(=O)-[[(]]_x$ wherein X is a group of the formula:

-O- or -S-, and

R^{1e} is a group of the formula: -CR^{1f}R^{1g}. [[[]], wherein R^{1f} and R^{1g} are independently a hydrogen atom, an optionally substituted lower alkyl group, an optionally substituted cycloalkyl group, an optionally substituted aryl group, or an optionally substituted aralkyl group, or both may combine each other, and with the carbon atom to which they bond, form an optionally substituted cycloalkane ring, provided that both R^{1f} and R^{1g} are not simultaneously a hydrogen atom[[])]], or a pharmaceutically acceptable salt thereof.

3. (Original) The compound according to claim 1 or claim 2, which is a compound of the formula (I'):

wherein R^1 , R^2 , R^3 , R^{3A} , and W are as defined in claim 1, or a pharmaceutically acceptable salt thereof.

- 4. (Original) The compound according to claim 3, wherein R¹ binds to the 5-, 6- or 7-position of the indole ring of the compound of the formula (I'), and R² is a hydrogen atom, or a pharmaceutically acceptable salt thereof.
- 5. (Original) The compound according to claim 3, wherein R² is a group other than a hydrogen atom, and one of R¹ and R² binds to the 6-position of the indole ring of the compound of the formula (I'), and the other binds to the 7-position thereof,

or a pharmaceutically acceptable salt thereof.

6. (Currently amended) The compound according to claim 1, wherein Ar is a group selected from the following substituents:

wherein n is 0, 1, or 2,

or a pharmaceutically acceptable salt thereof.

 (Currently Amended) The compound according to claim 1, wherein R¹ is a group of the formula: -X-R^{1e}-C(=0)NR^{1a}R^{1b} or -X-R^{1e}-C(=0)OR^{1a};

X is a direct bond or a group of the formula: O-;

R1a, and R1b[[,]] when it exists, are independently selected from

Application No.: 10/517,446 Docket No.: 0020-5328PUS1

Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

(i) a hydrogen atom,

(ii) an unsubstituted lower alkyl group,

(iii) a lower alkyl group being substituted by one or more substituents, which are the

same or different, and said substituent(s) are selected from a carboxyl group, a lower alkoxycarbonyl group, an amino group, a hydroxy group, an alkoxy group, a mercapto group, an

alkylthio group, a carbamoyl group, an indolyl group, a guanidino group, an imidazolyl group,

and a phenyl group optionally being substituted by a hydroxy group, or

(iv) a saturated 3 to 8 membered cyclic amino group which is formed by combining

Ria-and Ria-together-with the adjacent nitrogen atom to which they bond, and optionally has a group of the formula: O or NII within the ring (said saturated cyclic amino group being

unsubstituted, or optionally being substituted by a carboxyl group or a lower alkoxycarbonyl

group),

or a pharmaceutically acceptable salt thereof.

8. (Canceled)

9. (Canceled)

10. (Previously presented) The compound according to claim 2, wherein R1 is a group of

the formula: -X-CR^{1f}R^{1g}-C(=O)OR^{1a},

or a pharmaceutically acceptable salt thereof.

11. (Previously presented) The compound according to claim 2, wherein X is a group of the formula: -O-.

or a pharmaceutically acceptable salt thereof.

or a pharmaceutically acceptable salt thereof

12. (Canceled)

7

Application No.: 10/517,446 Docket No.: 0020-5328PUS1

Amendment dated October 20, 2006 Reply to Office Action of July 20, 2006

13. (Previously presented) A pharmaceutical composition comprising as an active

ingredient the compound as set forth in claim 1, or a pharmaceutically acceptable salt thereof.

14. (Canceled)

15. (Currently Amended) A method for treatment of obesity, hyperglycemia, frequent

urination, urinary incontinence, depression, or bilestone, which comprises administering to a

patient in need an effective amount of the compound as set forth in claim 1, or a

pharmaceutically acceptable salt thereof.

16. (Canceled)

8